

## INITIAL STATEMENT OF REASONS

### Commission Regulations 1005, 1007, and 1008 Amend *Training and Testing Specifications for Peace Officer Basic Courses*

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The Commission on Peace Officer Standards and Training (POST) proposes to amend Regulations 1005, 1007, and 1008, and sections of the document *Training and Testing Specifications for Peace Officer Basic Courses* (rev 2/1/16) to address the following changes:

- Make additional updates to curriculum as part of an ongoing review

All changes to basic academy curriculum begin with recommendations from law enforcement practitioners or, in some cases, via legislative mandates. POST then facilitates meetings with curriculum advisors and subject matter experts (SMEs) who recommend changes to existing academy curriculum. These recommendations are submitted to the Consortium Advisory Committee (CAC), which is comprised of academy directors and coordinators. The CAC-approved recommendations are then reviewed by all academies at the quarterly Basic Course Consortium meetings facilitated by POST. The Consortium approved these proposed changes at its January 7-8, 2015, meeting and the Commission approved them at the February 19, 2015, Commission meeting, subject to the Notice of Proposed Regulatory Action process.

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#### Additional Curriculum Updates

As part of the ongoing curriculum review, the following domains have been revised to either reflect emerging training needs, improve student learning and evaluation, or to comply with legislative mandates:

LD 6, *Property Crimes*  
LD 12, *Controlled Substances*  
LD 19, *Vehicle Operations*

The numbers on the attached *Legend of Recommendations* corresponds with the reference numbers on the LD pages for each topic of the *Training and Testing Specification for Peace Officer Basic Courses*. Each number explains the rationale for the amendments.

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#### Justification – Regulation 1005, 1007 and 1008

New effective date updates the incorporation by reference statements for historical accuracy.

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#### Significant Statewide Adverse Economic Impact Directly Affecting California Businesses, Including Small Businesses

The Commission on Peace Officer Standards and Training has made a determination that the amended regulations will not have a significant statewide adverse economic impact directly affecting California businesses, including the ability to compete with businesses in other states. The Commission on Peace Officer Standards and Training has found that the proposed amendments will have no effect on California businesses, including small businesses, because the Commission sets selection and training standards for law enforcement and does not impact California businesses, including small businesses.

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#### **Cost Impacts on Representative Private Persons or Businesses**

The Commission on Peace Officer Standards and Training is not aware of any cost impacts that a representative private person or business would necessarily incur in reasonable compliance with this proposed action.

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#### **Assessment**

The adoption of the proposed regulation amendments will neither create nor eliminate jobs in the State of California and will not result in the elimination of existing businesses or create or expand businesses in the State of California.

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#### **Considerations of Alternatives**

The Commission determined that there were no reasonable alternatives to the proposed regulation.

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#### **Benefits Anticipated**

The specific benefits anticipated by the proposed amendments to the regulations will be to increase the effectiveness of law enforcement standards for peace officers in preserving peace, protection of public health and safety, and welfare of California. There would be no effect in regards to the environment, the prevention of discrimination, and the increase in openness and transparency in business and government.

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#### **Economic Impact Analysis**

##### *Impact of Jobs/New Business:*

The Commission on Peace Officer Standards and Training has found that the proposed amendments will have no effect on California businesses, including small businesses, because the Commission sets selection and training standards for law enforcement and does not impact California businesses, including small businesses.

##### *Assessment*

The adoption of the proposed regulation amendments will neither create nor eliminate jobs in the State of California and will not result in the elimination of existing businesses or create or expand businesses in the State of California. These proposed regulations will set standards for consistency in testing across the State. This prevents an academy from making the test harder or easier.

##### *Benefits of Proposed Regulation:*

The proposed amendments of regulations will increase the effectiveness of law enforcement standards for peace officers in preserving peace, protection of public health and safety, and welfare of California.

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***Specifications for Peace Officer Basic Courses***

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**LEGEND OF RECOMMENDATIONS**

**Training & Testing Specifications for  
Peace Officer Basic Courses**

**February 1, 2016**

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|-------|---|
| 6-1   | Learning Need I, A, add shoplifting as one of the crime elements required to arrest for due to Proposition 47 which has created a new penal code for the crime of shoplifting   |
| 6-2   | Learning Need III, A, 1, change Unauthorized entry of a dwelling to Unauthorized entry of property to match the penal code  |
| 12-2  | Learning Need III, A, add possession of marijuana and possession of marijuana for sale as crime elements required to arrest for as these are violations that are commonly used in the field   |
| 19-2  | Learning Need II, modify the Learning Need to properly describe the Learning Objectives in this section   |
| 19-3  | Learning Need III, A, change identify to discuss to enhance the classroom learning environment  |
| 19-3  | Learning Need III, B, add a new Learning Objective that requires instructors to discuss Vehicle Code Section 17004.7 in regards to pursuit policies   |
| 19-3  | Learning Need III, B, C, and D, remove the Learning Objectives to prevent duplication as the new Learning Need B will incorporate each of them  |
| 19-4  | Required Test V, A, remove the POST-Constructed Knowledge Test from this Learning Domain as a significant number of source Learning Objectives for the POST Constructed Knowledge Test are focused on agency policy which varies across the State |
| 19-5  | Required Test V, C, remove the POST-Constructed Knowledge Test from this Learning Domain as a significant number of source Learning Objectives for the POST Constructed Knowledge Test are focused on agency policy which varies across the State |
| 19-5  | Required Test V, G, remove the POST-Constructed Knowledge Test from this Learning Domain as a significant number of source Learning Objectives for the POST Constructed Knowledge Test are focused on agency policy which varies across the State |
| 19-5  | Remove the section in reference to POST Commission Procedure D-1 as this is redundant and does not need to be included in the Training and Testing Specifications   |
| 19-10 | Required Learning Activity VI, E, add 5. Universal concepts of Penal Code Section 13519.8 and Vehicle Code Section 17004.7 to reinforce instruction on pursuit policies   |